

HOUSE BILL 439

F1, F5

EMERGENCY BILL

0lr2668
CF 0lr1105

By: **Delegates Kaiser, Cardin, Ivey, Olszewski, Rice, Stukes, and Walker**

Introduced and read first time: January 29, 2010

Assigned to: Ways and Means

A BILL ENTITLED

1 AN ACT concerning

2 **Education – Innovative School Scheduling Models – Low-Performing and**
3 **At-Risk Public Schools**

4 FOR the purpose of requiring the State Board of Education to explore the use of
5 certain school scheduling models in certain schools; requiring the State Board to
6 encourage certain county boards of education to use certain school scheduling
7 models in certain schools; requiring the State of Maryland to include the
8 funding of certain scheduling models in certain schools as part of the State's
9 application to the United States Department of Education for the Race to the
10 Top Fund; making this Act an emergency measure; and generally relating to the
11 use of innovative school scheduling models in low-performing and at-risk
12 public schools.

13 BY repealing and reenacting, without amendments,
14 Article – Education
15 Section 7-103(e)
16 Annotated Code of Maryland
17 (2008 Replacement Volume and 2009 Supplement)

18 BY adding to
19 Article – Education
20 Section 7-103.1
21 Annotated Code of Maryland
22 (2008 Replacement Volume and 2009 Supplement)

23 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
24 MARYLAND, That the Laws of Maryland read as follows:

25 **Article – Education**

26 7-103.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (e) (1) The county boards of Allegany, Anne Arundel, Calvert, Howard,
2 and Montgomery counties, and the Board of School Commissioners of Baltimore City,
3 may elect to operate one or more schools within the county or Baltimore City on a
4 year-round basis, provided that the 180-day and the minimum hour requirements
5 under this section are met.

6 (2) Nothing in this section precludes a county board from conducting a
7 year-round pilot study or program that is funded by the county board.

8 **7-103.1.**

9 **(A) THE STATE BOARD SHALL EXPLORE THE USE OF INNOVATIVE**
10 **SCHOOL SCHEDULING MODELS, INCLUDING EXTENDED YEAR, YEAR-ROUND**
11 **SCHOOLING, OR OTHER SCHOOL SCHEDULING MODELS THAT DO NOT ALLOW**
12 **FOR PROLONGED LAPSES IN INSTRUCTIONAL TIME, IN LOW-PERFORMING OR**
13 **AT-RISK PUBLIC SCHOOLS.**

14 **(B) THE STATE BOARD SHALL ENCOURAGE COUNTY BOARDS TO USE**
15 **THESE SCHOOL SCHEDULING MODELS IN LOW-PERFORMING OR AT-RISK**
16 **PUBLIC SCHOOLS.**

17 SECTION 2. AND BE IT FURTHER ENACTED, That the State of Maryland
18 shall include the funding of grants, pilot programs, and other economic incentives and
19 implementation costs of extended year, year-round, and other innovative school
20 scheduling models that do not allow for prolonged lapses in instructional time in
21 low-performing or at-risk public schools as part of the State's application to the
22 United States Department of Education for the Race to the Top Fund, authorized
23 under the American Recovery and Reinvestment Act of 2009.

24 SECTION 3. AND BE IT FURTHER ENACTED, That this Act is an emergency
25 measure, is necessary for the immediate preservation of the public health or safety,
26 has been passed by a ye and nay vote supported by three-fifths of all the members
27 elected to each of the two Houses of the General Assembly, and shall take effect from
28 the date it is enacted.